

REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: 109) Unallocated Clusters

Other Known Title: Not Stated

Format: Computer Image File Printout

Director/Author: Not Applicable

Producer/Publisher: Not Applicable

Country of Origin: Not Stated

Language: English

Applicant: Commissioner of Police

Distributor: Not Applicable

Classification:	Objectionable.
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Descriptive Note: Not Applicable

Display Conditions: Not Applicable

Date of entry in Register: 25 January 2008

Date of direction to issue a label: Not Applicable

OFLC No: 702580

Excisions: Not Applicable

Reasons for excisions:

Not Applicable

**Summary of reasons
for classification:**

The computer image file printout *109) Unallocated Clusters* is classified as:
Objectionable

The publication is a computer image file printout which depicts a man and a young child engaged in sexual activity. The intended purpose of the publication is to sexually arouse viewers with a prurient interest in children, and it serves to legitimise sexual activity involving children by presenting them as sexually active and as potential sexual partners for adults. As such it promotes and supports the exploitation of children for sexual purposes, and is deemed objectionable under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act).

The classification of this publication interferes with the freedom of expression, as set out in section 14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with Parliament's intention that publications falling under s3(2) of the FVPC Act are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of children for sexual purposes.